

# ORDINANCE # 09-185

## AN ORDINANCE OF THE TOWN OF UNICOI, TENNESSEE TO ADOPT BY REFERENCE THE STATE OPEN CONTAINER STATUTE

**WHEREAS**, the Board of Mayor and Aldermen desire to adopt by reference the state open container statute; and,

**WHEREAS**, the Tennessee General Assembly amended the laws pertaining to adoption of state laws by municipalities by reference, by changing the statute under which such adoption is made and by further specifying that only Class C misdemeanors may be adopted by municipalities and enforced as municipal ordinance violations;

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN, that**

**Section 1. Adoption of Open Container Statute:**

By the authority granted under Tennessee Code Annotated, the Town of Unicoi adopts by reference as if fully set forth in this section, the "Open Container Law," as codified in Tennessee Code Annotated § 55-10-416.

**Section 2.** The penalty for each violation of this ordinance shall be punishable as a Class C Misdemeanor, with a fine of up to \$50.00 plus Town of Unicoi Municipal Court Costs.

**Section 3.** This ordinance will take effect upon its final reading, the public welfare requiring it.

Voting by the Board, as follows, on December 21<sup>st</sup>, 2009:

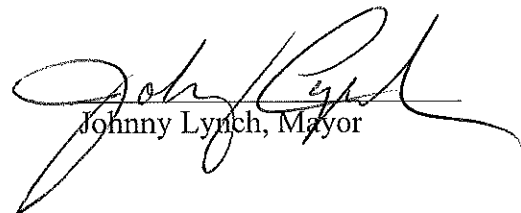
First Reading:

	<u>Aye</u>	<u>No</u>
Alderman Ken Kisiel	X	---
Alderman Mark Ramsey	X	---
Alderman Dwight Bennett	X	---
Vice-Mayor Doug Hopson	X	---
Mayor Johnny Lynch	X	---

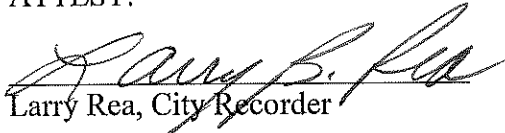
Voting by the Board, as follows, on January 18<sup>th</sup>, 2010:

Second Reading and Final Reading:

	<u>Aye</u>	<u>No</u>
Alderman Ken Kisiel	X	---
Alderman Mark Ramsey	X	---
Alderman Dwight Bennett	X	---
Vice-Mayor Doug Hopson	X	---
Mayor Johnny Lynch	X	---

  
Johnny Lynch, Mayor

ATTEST:

  
Larry Rea, City Recorder